

1-1 By: Frullo (Senate Sponsor - Whitmire) H.B. No. 2637
 1-2 (In the Senate - Received from the House April 24, 2013;
 1-3 April 25, 2013, read first time and referred to Committee on
 1-4 Criminal Justice; May 9, 2013, reported favorably by the following
 1-5 vote: Yeas 7, Nays 0; May 9, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the fraudulent use of identifying information by
 1-18 certain sex offenders; providing criminal penalties.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Article 62.102, Code of Criminal Procedure, is
 1-21 amended by adding Subsection (d) to read as follows:

1-22 (d) If it is shown at the trial of a person for an offense
 1-23 under this article or an attempt to commit an offense under this
 1-24 article that the person fraudulently used identifying information
 1-25 in violation of Section 32.51, Penal Code, during the commission or
 1-26 attempted commission of the offense, the punishment for the offense
 1-27 or the attempt to commit the offense is increased to the punishment
 1-28 for the next highest degree of felony.

1-29 SECTION 2. Section 32.51(c-1), Penal Code, is amended to
 1-30 read as follows:

1-31 (c-1) An offense described for purposes of punishment by
 1-32 Subsections (c)(1)-(3) is increased to the next higher category of
 1-33 offense if it is shown on the trial of the offense that:

1-34 (1) the offense was committed against an elderly
 1-35 individual as defined by Section 22.04; or

1-36 (2) the actor fraudulently used identifying
 1-37 information with the intent to facilitate an offense under Article
 1-38 62.102, Code of Criminal Procedure.

1-39 SECTION 3. The change in law made by this Act applies only
 1-40 to an offense committed on or after the effective date of this Act.
 1-41 An offense committed before the effective date of this Act is
 1-42 governed by the law in effect on the date the offense was committed,
 1-43 and the former law is continued in effect for that purpose. For
 1-44 purposes of this section, an offense was committed before the
 1-45 effective date of this Act if any element of the offense occurred
 1-46 before that date.

1-47 SECTION 4. This Act takes effect September 1, 2013.

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